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Attorneys for rue21, Inc.

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

-----X
 PEGASUS INTEGRATED CONSULTING, CORP.,

Plaintiff,

-against-

rue21, INC.

Defendant.
 -----X

Case No. 07 CV 3245 (WAP)

**NOTICE OF MOTION
 TO DISMISS THE
 COMPLAINT, OR IN THE
 ALTERNATIVE, TO
 TRANSFER VENUE**

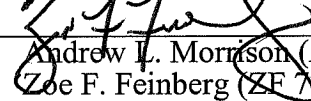
PLEASE TAKE NOTICE that upon the annexed Affidavit of Keith McDonough, sworn to on May 25, 2007 and the exhibits annexed thereto, the Affidavit of Carlos Gomez, sworn to on May 17, 2007 and the exhibit annexed thereto, the Affidavit of Andrew L. Morrison, sworn to on May 29, 2007 and the exhibits annexed thereto, the accompanying Memorandum of Law and upon the proceedings previously had herein, defendant rue21, Inc. will move this Court at the United States District Courthouse, 500 Pearl Street, Room 2210, New York, New York, at 10:00 a.m. on July 13, 2007, for an Order, (1) pursuant to Fed. R. Civ. P. 12(b)(3) and 12(b)(6) or

alternatively, pursuant to 28 U.S.C. § 1406(a), dismissing the complaint for improper venue; (2) alternatively, if the Court does not dismiss the complaint for improper venue pursuant to Fed. R. Civ. P. 12(b)(3), 12(b)(6) or 28 U.S.C. § 1406(a), then, pursuant to 28 U.S.C. § 1404(a) transferring this case to the United States District Court for the Western District of Pennsylvania; (3) if the Court declines to dismiss for improper venue, then, pursuant to Fed. R. Civ. P. 12(b)(6) dismissing the complaint for failure to state a claim upon which relief may be granted; and (4) awarding such further relief as the Court deems proper.

PLEASE TAKE FURTHER NOTICE that opposition papers are due to be served on June 20, 2007 and reply papers are due to be served on June 29, 2007.

Dated: New York, New York
May 30, 2007

REED SMITH LLP

By: 
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